

Senate File 2354

S-5173

Amend the amendment, S-5138, to Senate File 2354 as follows:

1. By striking page 1, line 38, through page 2, line 10, and inserting:

<<2. a. An entity, other than an individual or individuals, shall not make an independent expenditure or disburse funds from its treasury to pay for, in whole or in part, an independent expenditure made by another person without authorization, by a majority vote of the individuals eligible to elect a board of directors, executive council, or similar organizational leadership body, of the use of treasury funds for an independent expenditure involving a candidate or ballot issue committee. Such authorization must occur in the same calendar year in which the independent expenditure is incurred.

An entity that does not elect a board of directors, executive council, or similar organizational leadership body shall not make an independent expenditure, or disburse funds from its treasury to pay for, in whole or in part, an independent expenditure made by another person without express authorization by an individual, board, council, or similar leadership body with authority to expend the entity's funds.

b. Such authorization shall expressly provide whether the board of directors, executive council, or similar organizational leadership body is authorized by its eligible voters, if any, to make one or more independent expenditures that expressly advocate the nomination or election of a candidate or passage of a ballot issue or is authorized to make one or more independent expenditures that expressly advocate the defeat of a candidate or ballot issue.

c. A foreign national shall not make an independent expenditure, directly or indirectly, that advocates the nomination, election, or defeat of any candidate or the passage or defeat of any ballot issue. A foreign national shall not be eligible to vote to authorize an independent expenditure. As used>>

2. Page 3, by striking lines 15 through 21 and inserting:

<<g. A certification that eligible voters expressly authorized the board of directors, executive council, or similar organizational leadership body to make an independent expenditure or use treasury funds for an independent expenditure within the calendar year in which the independent expenditure was incurred.>>

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HERMAN C. QUIRMBACH